

CHRISTOPHER A. STECHER, CASB No. 215329

christopher.stecher@kyl.com

KEESAL, YOUNG & LOGAN

A Professional Corporation

450 Pacific Avenue

San Francisco, California 94133

Telephone: (415) 398-6000

Facsimile: (415) 981-0136

TIMOTHY P. HARKNESS (*pro hac vice to be filed*)

timothy.harkness@freshfields.com

DAVID Y. LIVSHIZ (*pro hac vice to be filed*)

david.livshiz@freshfields.com

WERONIKA BUKOWSKI (*pro hac vice to be filed*)

weronika.bukowski@freshfields.com

FRESHFIELDS BRÜCKHAUS DERINGER US LLP

601 Lexington Avenue, 31st Floor

New York, New York 10022

Telephone: (212) 277-4000

Facsimile: (212) 277-4001

Attorneys for Applicant Palantir Technologies, Inc.

FILED

AUG 13 2018

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

CV 18 80 132 MISC

Misc. Case No. _____

JSC

EX PARTE APPLICATION OF PALANTIR
TECHNOLOGIES, INC. FOR ORDER
PURSUANT TO 28 U.S.C. § 1782 TO OBTAIN
DISCOVERY FOR USE IN FOREIGN
PROCEEDINGS

PALANTIR TECHNOLOGIES INC.'S EX
PARTE APPLICATION FOR AN ORDER
PURSUANT TO 28 U.S.C. § 1782 TO
OBTAIN DISCOVERY FOR USE IN
FOREIGN PROCEEDINGS

Based upon the accompanying Memorandum of Points and Authorities, and

Declarations of Walrod Prinz zu Waldeck und Pyrmont and Weronika Bukowski ("Bukowski

Declaration") and the Exhibits attached thereto, Applicant Palantir Technologies Inc. ("Palantir"),

1 through its attorneys, hereby applies to this Court for an Ex Parte Order granting this Application¹ and
 2 entering the Proposed Order pursuant to 28 U.S.C. § 1782: (i) authorizing Applicant to serve Marc L.
 3 Abramowitz with the subpoenas attached as Exhibits A and B to the Bukowski Declaration, (ii)
 4 directing Marc L. Abramowitz to produce documents responsive to the subpoena, (iii) directing
 5 Mr. Abramowitz to appear for a deposition, (iv) directing Mr. Abramowitz to preserve evidence, and
 6 (v) such other relief as this Court deems just and proper.

7 Applicant respectfully requests that the Court order the production of documents
 8 specified to the subpoena, unless otherwise agreed by the parties, on or before August 31, 2018.

9 JURISDICTION

10 This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C.
 11 §§ 1331 and 1782. The Court has personal jurisdiction over the object of the application because
 12 Mr. Abramowitz resides in the state of California, county of San Francisco.

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 14 DATED: August 10, 2018

/s/ Christopher A. Stecher

CHRISTOPHER A. STECHER
 KEESAL, YOUNG & LOGAN

TIMOTHY P. HARKNESS (*pro hac vice*)
 DAVID Y. LIVSHIZ (*pro hac vice*)
 WERONIKA BUKOWSKI (*pro hac vice*)
 FRESHFIELDS BRUCKHAUS DERINGER US LLP

Pro Hac Vice Applications Forthcoming

Attorneys for Applicant
 Palantir Technologies, Inc.

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 25 ¹ An ex parte application pursuant to 28 U.S.C. § 1782 is appropriate and is the typical procedure
 26 when invoking this statute. See, e.g., In re Ecuador, No C-10-80225 MISC CRB (EMC), 2010 U.S.
 27 Dist. LEXIS 102158, at *7 (N.D. Cal. Sept. 15, 2010) (“[I]t is common for the process of presenting
 28 the request to a court and to obtain the order authorizing discovery to be conducted *ex parte*. Such *ex*
 part applications are typically justified by the fact that the parties will be given adequate notice of any
 discovery taken pursuant to the request and will then have the opportunity to move to quash the
 discovery or to participate in it.”) (Internal quotations and citations omitted).